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AMERICAN EXPRESS TRAVEL RELATED
SERVICES, INC., AMERICAN EXPRESS
CENTURION BANK and AMERICAN EXPRESS
BANK, FSB

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

DAVID J. LEE and DANIEL R.
LLOYD, individually and on behalf of
all others similarly situated,

Plaintiffs,

vs.

AMERICAN EXPRESS TRAVEL
RELATED SERVICES, INC., a New
York corporation, AMERICAN
EXPRESS CENTURION BANK, a
Utah corporation, AMERICAN
EXPRESS BANK, FSB, a Utah
corporation, and DOES 1 through 100,
inclusive,

Defendants.

Case No. CV-07-4765 (CRB)

**CERTIFICATION OF
INTERESTED ENTITIES OR
PERSONS**

Local Rule 3-16

TO THE COURT AND TO ALL PARTIES:

Pursuant to Civil Local Rule 3-16, the undersigned, counsel of record for American Express Travel Related Services, Inc., American Express Centurion Bank, and American Express Bank, FSB, certify that the following listed entities (i) have a financial interest in the subject matter in controversy or in a party to the proceeding, or (ii) have a non-financial interest in that subject matter or in a party that could be substantially affected by the outcome of this proceeding:

1. American Express Company.
2. American Express Travel Related Services Company, Inc. The direct parent company of American Express Travel Related Services Company, Inc. is American Express Company.
3. American Express Centurion Bank. The direct parent company of American Express Centurion Bank is American Express Travel Related Services Company, Inc. and the ultimate parent company is American Express Company.
4. American Express Bank, FSB.
5. Berkshire Hathaway Inc. is more than 10% owner of American Express Company.

These representations are made to enable the Court to evaluate possible disqualification or recusal.

1 Dated: October 25, 2007

Respectfully submitted,

2 STROOCK & STROOCK & LAVAN LLP
3 JULIA B. STRICKLAND
4 STEPHEN J. NEWMAN

5 By: s/Stephen J. Newman
6 Stephen J. Newman

7 Attorneys for Defendants
8 AMERICAN EXPRESS TRAVEL
9 RELATED SERVICES, INC.,
10 AMERICAN EXPRESS
11 CENTURION BANK, and
12 AMERICAN EXPRESS BANK, FSB
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